

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

CIVIL ACTION NO. 04-11730 NG

GEORTO, INC.,)
Plaintiff,)
)
)
v.)
)
WILLIAM GATEMAN, INDIVIDUALLY)
and as TRUSTEE OF 200 UNION)
STREET REALTY TRUST)
)
Defendant,)
Third Party Plaintiff, and)
Third Party Defendant-in-)
Counterclaim)
)
ROBERTS CORPORATION)
)
Third Party Defendant,)
and Third Party Plaintiff-in-)
Counterclaim)

DEFENDANT WILLIAM GATEMAN'S PRE-TRIAL DISCLOSURES

Defendant, William Gateman ("Gateman") submits the following Pre-trial Disclosures:

I. WITNESSES

A. Defendant Gateman expects to present the following witnesses at trial:

1. William Gateman
93 Atlantic Avenue
Swampscott, MA

2. John Ferreira
J&J Materials Corporation

71 Fall River Avenue
Rehoboth, MA 02761

3. Robert B. Stalker, Jr.
Roberts Corporation
4 Bridle Ridge Road
Hudson, NH 03051
4. James Hawkins
Georto, Inc.
2980 McFarlane Road, Suite 202
Miami, FL 33133
5. Kevin Doherty
Roberts Corporation
4 Bridle Ridge Road
Hudson, NH 03051
6. Scott Wetherbee
Scott Wetherbee Contracting
3 Robin Road
North Reading, MA 01864
7. Paul Yasi, Esq.
Yasi & Yasi, P.C.
Two Salem Green
Salem, MA 01970
- B. Defendant Gateman may present the following additional witnesses at trial:
8. Envirotest Laboratory
Employee: Richard Charpentier
307 Pond Street
Westwood, MA 02090
9. Parrish C. Smolcha / Carla A. Wesley / Heather A. Boyd
Goldman Environmental Consultants, Inc.
60 Brooks Drive
Braintree, MA 02184
10. Sam Cohen
Envirotest Laboratory, Inc.
307 Pond Street
Westwood MA 02090

Defendant Gateman reserves the right to present any witnesses listed by the Plaintiff Georto, Inc. or Third Party Defendant Roberts Corporation in their respective disclosures or to supplement this disclosure in order to rebut any disclosures listed by them.

II. WITNESSES TO BE PRESENTED BY DEPOSITION

Defendant Gateman does not expect to present any witnesses by means of a deposition at this time. However, Gateman understands that other parties, including the Plaintiff, Georto, Inc. may do so, and therefore Gateman reserves the right to designate portions of any transcript offered by other parties or to supplement this disclosure in order to rebut any designations listed by them.

III. EXHIBITS

- A. Defendant Gateman expects to present the following exhibits at trial:
 - 1. Contract for Purchase and Sale of Real Estate dated June 18, 2003 between Gateman and Georto
 - 2. Contract between Roberts Corporation and Gateman
 - 3. Family Dollar Contract for Purchase and Sale of Real Estate
 - 4. Site Plans and Maps, including deposition exhibits
 - 5. Photos of property, including deposition exhibits, report photos
 - 6. GEC Phase I Environmental Site Assessment
 - 7. GEC Reliance Letter to James Hawkins dated December 11, 2003
 - 8. GEC Report dated February 2, 2004
 - 9. Roberts Corporation's Invoices, Accounting Records, and Receipt Payment regarding demolition of 200 Union Street, Lynn, MA
 - 10. Deed of Purchase of Union Street Property by Georton, Inc.

11. Deed of Purchase of Union Street Property by Family Dollar
12. Deed of Purchase of Union Street Property by William Gateman
13. Stipulated facts and Demonstratives

Gateman reserves the right to supplement this disclosure and to disclose further documents and exhibits or to supplement the disclosures set forth herein, including but not limited to rebuttal disclosures.

Respectfully submitted,
William Gateman,
Individually and as Trustee
By his Attorney,



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CERTIFICATE OF SERVICE

I hereby certify that this document was this day served upon all counsel of record by electronic filing.

SIGNED under the pains and penalties of perjury.



Dated: July 31, 2006

Mark P. McGrath